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Sector #  
Box Sequence  
PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Kerr-Conte & Pattou

Examiner: Unassigned

Serial No.: 09/960,632

Group Art Unit: Unassigned

Confirmation No.: 4273

Docket: 855-21

Filed: September 21, 2001

Dated: November 30, 2001

For: **PROCESS FOR OBTAINING  
MAMMALIAN INSULIN SECRETING  
CELLS IN VITRO AND THEIR USES**

*I hereby certify this correspondence is being  
deposited with the United States Postal  
Service as first class mail, postpaid in an  
envelope, addressed to: Assistant  
Commissioner for Patents, Washington,  
D.C. 20231 on November 30, 2001*

Signed: Carla M. Bryan

Assistant Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION**

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application,  
enclosed herewith are the following:

1. A copy of the Notice To File Missing Parts of Nonprovisional Application -  
Filing Date Granted;
2. A Combined Declaration and Power of Attorney;

09/960632-121801

3. A check in the amount of \$550.00 to cover the basic filing fee (\$355.00), the surcharge for late filing of the declaration (\$65.00) and the fee for submitting an English translation of the specification (\$130.00);
4. A Communication Submitting an English Translation of a Patent Application along with a statement that the translation is accurate, and a copy of the English translation;
5. A Claim to Priority Under 35 U.S.C. §119 along with a certified copy of the original French application;
6. A Communication Submitting Substitute Drawings in Compliance With 37 C.F.R. 1.84 along with the drawings having text translated into English; and
7. A Transmittal of Translated Sequence Listing and Computer Readable Form along with a statement of accuracy of the translation.

If any additional fees are due or an overpayment has been made, please charge our Deposit Account No. 08-2461 or credit our Deposit Account for such sum. A duplicate copy of this sheet is enclosed for that purpose.

Respectfully submitted,

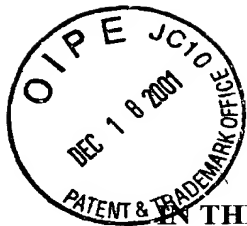


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Lauren T. Emr  
Registration No.: 46,139  
Attorney for Applicants

HOFFMANN & BARON, LLP  
6900 Jericho Turnpike  
Syosset, New York 11791  
(516) 822-3550  
LTE/cb  
143833\_1

09960632-12101



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Kerr-Conte & Pattou

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D.C. 20231 on November 30, 2001*

Signed: \_\_\_\_\_

*Carla M. Bryan*

Assistant Commissioner for Patents  
Washington, D.C. 20231

**COMMUNICATION SUBMITTING ENGLISH TRANSLATION OF PATENT  
APPLICATION**

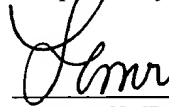
Sir:

Pursuant to 37 CFR §1.52(d), Applicants submit herewith the following:

1. A paper copy of an English translation of the above-identified application;
2. A statement on behalf of the Ralph McElroy Translation Company that the English translation of the application is accurate.

Applicants submit that no new matter has been added and request that the copy of the English translation of the application submitted herewith be used as the copy for examination purposes.

Respectfully submitted,



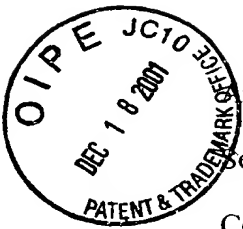
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Lauren T. Emr,  
Registration No.: 46,139

HOFFMANN & BARON, LLP  
6900 Jericho Turnpike  
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicants: Kerr-Conte & Pattou

Examiner: Unassigned

Serial No.: 09/960,632

Group Art Unit: Unassigned

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D.C. 20231 on November 30, 2001*

Signed: Carla H. Bryan

Assistant Commissioner for Patents  
Washington, D.C. 20231

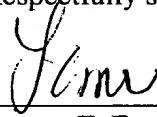
COMMUNICATION SUBMITTING SUBSTITUTE DRAWINGS IN COMPLIANCE  
WITH 37 CFR 1.84

Sir:

Applicants submit herewith drawings in compliance with 37 C.F.R. 1.84 wherein the text has been translated into English. Also enclosed is a copy of a statement on behalf of the Ralph McElroy Translation Company that the English translation of the application, which includes the drawings as originally filed, is accurate.

Applicants submit that no new matter has been added and request that the substitute drawings submitted herewith be entered in the above-captioned application.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "L. Emr", written over a horizontal line.

Lauren T. Emr,  
Registration No.: 46,139

HOFFMANN & BARON, LLP  
6900 Jericho Turnpike  
Syosset, New York 11791  
(516) 822-3550  
LTE/cb

145551\_1



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/960,632	09/21/2001	Julie Kerr-Conte	855-21

Irving N. Feit, Ph.D.  
HOFFMANN & BARON, LLP  
6900 Jericho Turnpike  
Syosset, NY 11791

**CONFIRMATION NO. 4273**

## FORMALITIES LETTER



\*OC00000006952413\*

RECEIVED  
OCT 25 2001  
HOFFMAN & CO.

Date Mailed: 10/22/2001

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/20/2001 GTEFFERA 00000043 082461 09960632 FILED UNDER 37 CFR 1.53(b)

01 FC-205		65.00	OP
02 FC-139		130.00	OP
03 FC-201	15.00	CH	355.00

**Filing Date Granted**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- **The balance due by applicant is \$ 550.**
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text)

02/04/2002 YGIZAW 00000018 082461 09960632

01 FC:204 140.00 CH

see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1);

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice **MUST** be returned with the reply.*

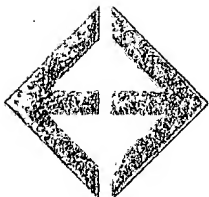
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

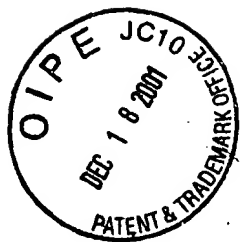
09960632-121801





# RALPH MCELROY TRANSLATION COMPANY

EXCELLENCE WITH A SENSE OF URGENCY®



October 26, 2001

Re: 377-85533

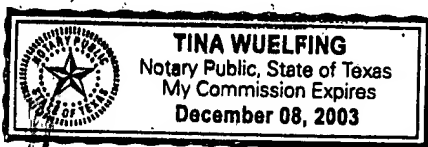
To Whom It May Concern:

This is to certify that a professional translator on our staff who is skilled in the French language translated the enclosed Sequence List from French into English.

We certify that the attached English translation conforms essentially to the original French language.

Kim Vitray  
Operations Manager

Subscribed and sworn to before me this 26 day of OCTOBER, 2001.

  
Tina Wuelfing  
Notary Public

My commission expires: December 8, 2003

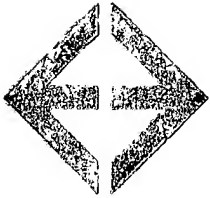
sales@mcelroytranslation.com  
www.mcelroytranslation.com

(512) 472-6753  
1-800-531-9977

910 WEST AVE.  
AUSTIN, TEXAS 78701

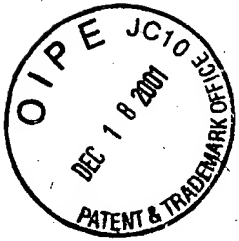


FAX (512) 472-4591  
FAX (512) 479-6703



# RALPH MCELROY TRANSLATION COMPANY

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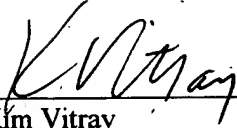
October 18, 2001

Re: 377-85142

To Whom It May Concern:

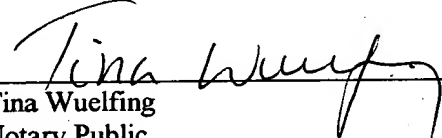
This is to certify that a professional translator on our staff who is skilled in the French language translated the enclosed Patent Pertaining to a Process for Obtaining Mammalian Insulin Secreting Cells In Vitro and Their Uses from French into English.

We certify that the attached English translation conforms essentially to the original French language.

  
\_\_\_\_\_  
Kim Vitray  
Operations Manager

Subscribed and sworn to before me this 18 day of OCTOBER, 2001.



  
\_\_\_\_\_  
Tina Wuelfing  
Notary Public

My commission expires: December 8, 2003

sales@mcelroytranslation.com  
www.mcelroytranslation.com

(512) 472-6753  
1-800-531-9977

910 WEST AVE.  
AUSTIN, TEXAS 78701



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